

RCE/743
PTO/SB/30 (08-03)
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/960,431
Filing Date	September 21, 2001
First Named Inventor	T.R. Hansen et al.
Art Unit	1743
Examiner Name	J. Ludlow
Attorney Docket Number	P-5055D1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **02-1666**
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Allan M. Kiang	Registration No. (Attorney / Agent)	42,725
Signature		Date	July 14, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Donna M. Baumann	Date	July 14, 2004
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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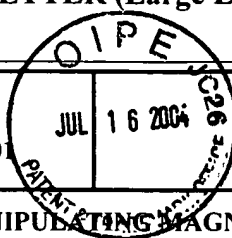
07/19/2004 HALL11 00000073 021666 09960431
01 FC:1601 770.00 DA

AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): T.R. Hansen et al.

Docket No.

P-5055D1

Serial No.
09/960,431Filing Date
September 21, 2001Examiner
J. LudlowGroup Art Unit
1743Invention: **SYSTEM AND METHOD FOR MANIPULATING MAGNETIC PARTICLES IN FLUID SAMPLES TO COLLECT DNA OR RNA FROM A SAMPLE**TO THE COMMISSIONER FOR PATENTS:

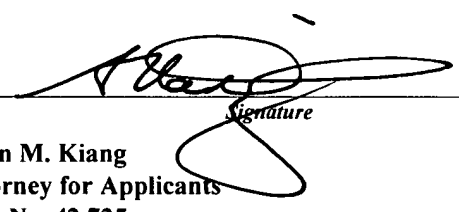
Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	9 -	20 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	1 -	3 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____
- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-1666
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.


Signature
Allan M. Kiang
Attorney for Applicants
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Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, New Jersey 07417
201-847-7111

Dated: July 14, 2004

I certify that this document and fee is being deposited on 7-14-04 with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Donna M. Baumann

Typed or Printed Name of Person Mailing Correspondence

cc:



PATENT
Docket No. P-5055D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): T.R. Hansen et al.

SERIAL NO.: 09/960,431

ART UNIT: 1743

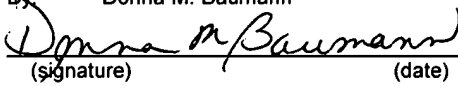
FILING DATE: September 21, 2001

EXAMINER: J. Ludlow

TITLE: SYSTEM AND METHOD FOR MANIPULATING MAGNETIC
PARTICLES IN FLUID SAMPLES TO COLLECT DNA OR RNA
FROM A SAMPLE

RESPONSE PURSUANT TO
37 C.F.R. §1.114

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

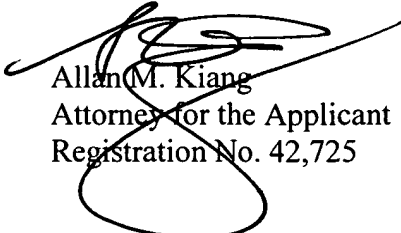
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231	
On: 7-14-04	
By: Donna M. Baumann	
 (signature)	7-14-04 (date)

Sir:

This submission is filed in connection with the accompanying Request for Continued Examination of the subject patent application. A final Office Action was mailed on February 12, 2004.

The claims of the present application are believed to be in condition for allowance, and early notice thereof is respectfully requested.

Respectfully submitted,


Allan M. Kiang
Attorney for the Applicant
Registration No. 42,725

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